

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

GUARDIAN INDUSTRIES CORP.,

Plaintiff,

v.

DELL, INC.; GATEWAY, INC.;  
HEWLETT-PACKARD CO.; ACER INC.;  
ACER AMERICA CORP.; AOC INTERNATIONAL;  
ENVISION PERIPHERALS, INC.;  
TPV TECHNOLOGY, LTD.;  
TPV INTERNATIONAL (USA), INC.;  
CHUNGHWA PICTURES TUBES, LTD. a/k/a  
CHUNGHWA PICTURE TUBES CO.;  
TATUNG CO.; TATUNG COMPANY OF AMERICA, INC.;  
COMPAL ELECTRONICS, INC.; JEAN CO., LTD.;  
LITE-ON TECHNOLOGY CORP.;  
LITE-ON, INC. a/k/a LITEON TRADING USA, INC.;  
MAG TECHNOLOGY CO., LTD.;  
MAG TECHNOLOGY USA, INC.;  
PROVIEW INTERNATIONAL HOLDINGS, LTD.;  
PROVIEW TECHNOLOGY, INC.; and  
PROVIEW ELECTRONICS CO., LTD.,

Defendants.

Case No(s): 05-27-SLR

Jury Trial Demanded

**GUARDIAN'S RULE 7.1.1 CERTIFICATION  
FOR ITS MOTION TO LIFT THE STAY**

Counsel for Plaintiff Guardian Industries Corp. hereby certifies that opposing counsel  
was contacted in an effort to resolve this issue to no avail.

Dated: January 23, 2006

MORRIS JAMES HITCHENS & WILLIAMS

/s/ Mary B. Matterer

Richard K. Herrmann (I.D. No. 405)

Mary B. Matterer (I.D. No. 2696)

222 Delaware Avenue, 10<sup>th</sup> Floor

Wilmington, Delaware 19801

302-888-6800

mmatterer@morrisjames.com

Bryan S. Hales

Craig D. Leavell

Meredith Zinanni

Eric D. Hayes

KIRKLAND & ELLIS LLP

200 East Randolph Drive

Chicago, Illinois 60601

(312) 861-2000

*Counsel for Plaintiff,*

*Guardian Industries Corp.*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 23<sup>rd</sup> day of January, 2006, I electronically filed the foregoing document, **GUARDIAN'S RULE 7.1.1 CERTIFICATION FOR ITS MOTION TO LIFT THE STAY**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Richard L. Horwitz, Esq.  
David E. Moore, Esq.  
Potter Anderson & Corroon  
Hercules Plaza, 6<sup>th</sup> Floor  
1313 N. Market Street  
Wilmington, DE 19801

Robert W. Whetzel, Esq.  
Matthew W. King, Esq.  
Richards, Layton & Finger, P.A.  
One Rodney Square  
Wilmington, DE 19801

Josy W. Ingersoll, Esq.  
Young, Conaway, Stargatt & Taylor LLP  
The Brandywine Building  
1000 West Street, 17<sup>th</sup> Floor  
Wilmington, DE 19801

William Marsden, Esq.  
Sean P. Hayes, Esq.  
Fish & Richardson  
919 N. Market Street, Suite 1100  
Wilmington, DE 19801

Additionally, I hereby certify that on the 23<sup>rd</sup> day of January, 2006, the foregoing document was served via e-mail on the following non-registered participants:

Daniel T. Shvodian, Esq.  
Teresa M. Corbin, Esq.  
Howrey LLP  
301 Ravenswood Avenue  
Menlo Park, CA 94025-3434  
shvodiand@howrey.com  
corbint@howrey.com

York M. Faulkner, Esq.  
Finnegan Henderson Farabow Garrett  
& Dunner  
Two Freedom Square  
11955 Freedom Drive  
Reston, VA 20190-5675  
york.faulkner@finnegan.com

Roderick B. Williams, Esq.  
Avelyn M. Ross, Esq.  
Vinson & Elkins  
2801 Via Fortuna, Suite 100  
Austin, TX 78746-7568  
rickwilliams@velaw.com  
aross@velaw.com

E. Robert Yoches, Esq.  
Laura P. Masurovsky, Esq.  
Finnegan Henderson Farabow Garrett  
& Dunner  
901 New York Avenue, N.W.  
Washington, D.C. 20001  
bob.yoches@finnegan.com  
laura.masurovsky@finnegan.com

Michael Bettinger, Esq.  
Preston Gates & Ellis LLP  
55 Second Street, Suite 1700  
San Francisco, CA 94105-3493  
mikeb@prestongates.com

Jeffrey K. Sherwood, Esq.  
Akin Gump Strauss Hauer & Feld  
1333 New Hampshire Avenue, NW  
Washington, DC 20036  
jsherwood@akingump.com

Eric Wesenberg, Esq.  
Kai Tseng, Esq.  
Orrick Herrington & Sutcliffe  
1000 Marsh Road  
Menlo Park, CA 94025  
ewesenberg@orrick.com  
ktseng@orrick.com

Peter J. Wied, Esq.  
Alschuler Grossman Stein & Kahan LLP  
1620 26<sup>th</sup> Street, Fourth Floor, N Tower  
Santa Monica, CA 90404-4060  
pwied@agsk.com

Kevin R. Hamel, Esq.  
Aaron Ettelman, Esq.  
Akin Gump Strauss Hauer & Feld  
One Commerce Square  
2005 Market Street, Suite 2200  
Philadelphia, PA 19103  
khamel@akingump.com  
aettelman@akingump.com

Robert J. Gunther, Jr., Esq.  
Kurt M. Rogers  
Latham & Watkins  
885 Third Avenue  
New York, NY 10022  
robert.gunther@lw.com  
kurt.rogers@lw.com

MORRIS JAMES HITCHENS & WILLIAMS

/s/ Mary B. Matterer

Richard K. Herrmann (I.D. No. 405)  
Mary B. Matterer (I.D. No. 2696)  
222 Delaware Avenue, 10<sup>th</sup> Floor  
Wilmington, Delaware 19801  
302-888-6800  
mmatterer@morrisjames.com

*Counsel for Plaintiff,  
Guardian Industries Corp.*